

Form 149

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:

James R. Grose
aka Jim Grose
Patricia Grose
aka Patricia R. Grose, dba Corina's Blends
Debtor(s)

Bankruptcy Case No.: 17-20882-GLT
Issued Per 11/1/2018 Proceeding
Chapter: 13
Docket No.: 70-60
Concil. Conf.: February 7, 2019 at 01:00 PM

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED
AND SETTING DEADLINES FOR CERTAIN ACTIONS**

(1.) PLAN CONFIRMATION:

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated September 17, 2018 is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$ as of . Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. *A final plan conciliation conference will be held on Feb. 7, 2019 at 01:00 PM, in 3251 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219.* If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.
- E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to its administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: .
- H. Additional Terms:

(2.) *IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:*

A. Objections to the Plan. Pursuant to *Fed.R.Bankr.P. 2002(b)*, this Order shall not become final for a period of twenty-eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty-eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon its entry.

B. Applications to retain brokers, sales agents, or other professionals. If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

C. Review of Claims Docket and Objections to Claims. Pursuant to *W.PA.LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

D. Motions or Complaints Pursuant to §§506, 507 or 522. All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

E. Filing Amended Plans. Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

(3.) ***IT IS FURTHER ORDERED THAT:***

A. After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to *11 U.S.C. §1322(b)(2)*, nothing in this Order shall be construed to change the payment terms established in the Plan.

B. Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

C. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

D. Debtor's counsel must file a fee application in accordance with *W.P.A.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

E. The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre-confirmation defaults in any subsequent motion to dismiss.

F. In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any *secured claim* that is secured by the subject property, unless directed otherwise by further Order of Court.



Gregory L. Taddonio, Judge
United States Bankruptcy Court

Dated: November 1, 2018

cc: All Parties in Interest to be served by Clerk in seven (7) days

Certificate of Notice Page 4 of 5
 United States Bankruptcy Court
 Western District of Pennsylvania

In re:
 James R. Grose
 Patricia Grose
 Debtors

Case No. 17-20882-GLT
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: dbas
 Form ID: 149

Page 1 of 2
 Total Noticed: 49

Date Rcvd: Nov 01, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 03, 2018.

db/jdb +James R. Grose, Patricia Grose, 1270 Plantation Drive, Bethel Park, PA 15102-3595
 cr +Municipality of Bethel Park, Goehring, Rutter, and Boehm, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219, UNITED STATES 15219-6101
 cr +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave., Pittsburgh, PA 15233-1828
 14377295 +AMEX DSNB, PO Box 8218, Mason, OH 45040-8218
 14377293 Allegent Community Federal Credit Union, 1001 Liberty Avenue, Suite 100, Pittsburgh, PA 15222-3726
 14415850 +Allegent Community Federal Credit Union, 2000 Corporate Drive, Suite 200, Wexford, PA 15090-7608
 14377294 +Allegheny Physical Medicine, 6040 Library Road, Bethel Park, PA 15102-4012
 14377298 ++BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238
 (address filed with court: Bank of America, PO Box 982235, El Paso, TX 79998)
 14377297 +Bank of America, 655 Papermill Road, Newark, DE 19711-7500
 14640859 +Bank of America, N.A., P O Box 982284, El Paso, TX 79998-2284
 14377299 +Best Buy/CBNA, PO Box 6497, Sioux Falls, SD 57117-6497
 14377300 +Capital Accounts LLC, PO Box 6497, Sioux Falls, SD 57117-6497
 14656308 Capital One, N.A., c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701
 14377301 #+Citibank, PO Box 6142, Sioux Falls, SD 57117-6142
 14377302 +Client Services, Inc., 3451 Harry Truman Blvd., Saint Charles, MO 63301-9816
 14377303 +DSNB American Express, PO Box 8218, Mason, OH 45040-8218
 14377304 +Frederic I. Weinberg, 375 East Elm Street, #210, Conshohocken, PA 19428-1973
 14377306 JRMC Diagnostic, Department L-3247, Columbus, OH 43260-0001
 14377305 +Jordan Tax Service, Inc., Municipality of Bethel Park, 7100 Baptist Road, Bethel Park, PA 15102-3908
 14377309 +Michael Stypula, Practice Limited to Periodontics, 2555 Washington road, Suite 621, Pittsburgh, PA 15241-2574
 14420478 +Municipality of Bethel Park, Goehring, Rutter & Boehm, c/o Jeffrey R. Hunt, Esquire, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219-6101
 14658052 +PNC Bank, N.A., 3232 Newmark Drive, Miamisburg, OH 45342-5421
 14377313 +PNC Mortgage, 3232 Newmark Drive, Miamisburg, OH 45342-5433
 14520185 +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 North Lincoln Avenue, Pittsburgh, PA 15233-1828
 14377323 +United Collection Bureau Inc., 5620 Southwyck Blvd. Suite 206, Toledo, OH 43614-1501
 14377324 +Universal Card/Citibank, PO Box 6241, Sioux Falls, SD 57117-6241

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

14377296 +E-mail/Text: g20956@att.com Nov 02 2018 03:23:15 AT&T Wireless, General Bankruptcy Mail, AT&T c/o Midland Bankruptcy, 5407 Andrews Hwy, Midland, TX 79706-2851
 14668201 +E-mail/Text: bankruptcy@cavps.com Nov 02 2018 03:23:05 Cavalry SPV I, LLC, 500 Summit Lake Drive, Ste 400, Valhalla, NY 10595-2321
 14377307 +E-mail/Text: bnckohlsnotices@becket-lee.com Nov 02 2018 03:21:50 Kohls Department Store, PO Box 3115, Milwaukee, WI 53201-3115
 14377308 +E-mail/Text: bnckohlsnotices@becket-lee.com Nov 02 2018 03:21:51 Kohls/Capone, PO Box 3115, Milwaukee, WI 53201-3115
 14420068 E-mail/PDF: resurgentbknotifications@resurgent.com Nov 02 2018 03:24:52 LVNV Funding, LLC its successors and assigns as, assignee of Citibank, N.A., Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
 14663291 +E-mail/Text: bankruptcypdt@mcmcg.com Nov 02 2018 03:22:32 MIDLAND FUNDING LLC, PO BOX 2011, WARREN, MI 48090-2011
 14377310 +E-mail/Text: bankruptcypdt@mcmcg.com Nov 02 2018 03:22:32 Midland Funding LLC, 2365 Northside Drive Suite 300, San Diego, CA 92108-2709
 14671688 E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Nov 02 2018 03:24:21 Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
 14377575 +E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Nov 02 2018 03:24:47 PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
 14377311 E-mail/Text: csc.bankruptcy@amwater.com Nov 02 2018 03:23:33 Pennsylvania American Water, PO Box 578, Alton, IL 62002-0578
 14377312 E-mail/Text: RVSVCBICNOTICE1@state.pa.us Nov 02 2018 03:22:23 Pennsylvania Department of Revenue, Bankruptcy Division, P.O. Box 280946, Harrisburg, PA 17128-0946
 14377317 E-mail/PDF: gecscedi@recoverycorp.com Nov 02 2018 03:24:03 SYNCB/Levin Furniture, PO Box 965036, Orlando, FL 32896-5036
 14377318 +E-mail/PDF: gecscedi@recoverycorp.com Nov 02 2018 03:24:56 SYNCB/OldNavyDC, PO Box 965005, Orlando, FL 32896-5005
 14377321 +E-mail/PDF: gecscedi@recoverycorp.com Nov 02 2018 03:24:49 SYNCB/SYNC Bank Luxury, PO Box 965036, Orlando, FL 32896-5036
 14377319 +E-mail/PDF: gecscedi@recoverycorp.com Nov 02 2018 03:24:24 SYNCB/Sams Club, PO Box 965005, Orlando, FL 32896-5005
 14377320 +E-mail/PDF: gecscedi@recoverycorp.com Nov 02 2018 03:24:03 SYNCB/Sams Club Dual Card, PO Box 965005, Orlando, FL 32896-5005
 14377314 +E-mail/Text: bankruptcysw-credit.com Nov 02 2018 03:22:36 Southwest Credit, 5910 W. Plano Parkway, Suite 1100, Plano, TX 75093-2202

District/off: 0315-2

User: dbas
Form ID: 149

Page 2 of 2
Total Noticed: 49

Date Rcvd: Nov 01, 2018

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center
(continued)

14377315 +E-mail/Text: home.fss-bankruptcy.934c00@statefarm.com Nov 02 2018 03:22:57
State Farm Fire and Casualty Company, 100 State Farm Place, Ballston Spa, NY 12020-3722
14377316 +E-mail/Text: home.fss-bankruptcy.934c00@statefarm.com Nov 02 2018 03:22:57
State Farm Mutual Automobile Insurance, One State Farm Drive, Concordville, PA 19339-9300
14377322 +E-mail/PDF: gecsedri@recoverycorp.com Nov 02 2018 03:23:50 Synchrony Bank/Lowes,
PO Box 965005, Orlando, FL 32896-5005
14634042 +E-mail/PDF: EBN_AIS@AMERICANINFOSOURCE.COM Nov 02 2018 03:39:30 Verizon,
by American InfoSource LP as agent, 4515 N Santa Fe Ave, Oklahoma City, OK 73118-7901
14377325 +E-mail/Text: wfmelectronicbankruptcynotifications@verizonwireless.com Nov 02 2018 03:21:36
Verizon Wireless, Bankruptcy Administration, PO Box 3397, Bloomington, IL 61702-3397
14377326 +E-mail/Text: bankruptcy@firstenergycorp.com Nov 02 2018 03:22:42 West Penn Power,
First Energy, Revenue Assurance, 1310 Fairmont Avenue, Fairmont, WV 26554-3526
TOTAL: 23

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr PNC BANK NATIONAL ASSOCIATION
cr PNC Bank, National Association
cr* +PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
14388129* Pennsylvania Department of Revenue, Bankruptcy Division PO Box 280946,
Harrisburg PA 17128-0946

TOTALS: 2, * 2, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address
pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.
While the notice was still deliverable, the notice recipient was advised to update its address with the court
immediately.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 03, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 1, 2018 at the address(es) listed below:

David Neeren on behalf of Creditor PNC Bank, National Association dneeren@udren.com,
vbarber@udren.com
James Warmbrodt on behalf of Creditor PNC Bank, National Association bkgroup@kmlawgroup.com
James Warmbrodt on behalf of Creditor PNC BANK NATIONAL ASSOCIATION bkgroup@kmlawgroup.com
Jeffrey R. Hunt on behalf of Creditor Municipality of Bethel Park jhunt@grblaw.com,
cnoroski@grblaw.com
Joan Shinavski on behalf of Joint Debtor Patricia Grose joan@mckaylaw.com,
ann@mckaylaw.com; jshinavski@hotmail.com
Joan Shinavski on behalf of Debtor James R. Grose joan@mckaylaw.com,
ann@mckaylaw.com; jshinavski@hotmail.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteeewda.com
S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com,
Equitablebankruptcy@peoples-gas.com; srk@sjwpgh.com

TOTAL: 9